

STEPHEN M. HAYES (SBN 83583)
STEPHEN P. ELLINGSON (SBN 136505)
CHERIE M. SUTHERLAND (SBN 217992)
HAYES SCOTT BONINO ELLINGSON & McLAY, LLP
203 Redwood Shores Pkwy., Ste. 480
Redwood City, California 94065
Telephone: 650.637.9100
Facsimile: 650.637.8071

Attorneys for Defendant
STATE FARM GENERAL INSURANCE COMPANY

J. EDWARD KERLEY (SBN 175695)
DYLAN L. SCHAFFER (SBN 153612)
HEREFORD KERLEY LLP
1939 Harrison Street, Suite 500
Oakland, California 94612
Telephone: 510.379.5801
Facsimile: 510.228-0350

Attorney for Plaintiffs
JOSE and YADIRA FLORES dba LA ROSA MARKET

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSE FLORES, an individual, and
YADIRA FLORES, an individual, dba
LA ROSA MARKET,

Plaintiffs,

v.

STATE FARM GENERAL INSURANCE
COMPANY, an Illinois Company, and DOES
1 through 15,

Defendants.

CASE NO. CV 13-05348 VC

**STIPULATION AND [PROPOSED]
ORDER TO PARTIALLY REVISE
THE COURT'S SCHEDULING
ORDER**

Plaintiffs and State Farm General Insurance Company ("State Farm"), by and through their respective counsel, hereby stipulate to revise the Court's February 18, 2014 Pretrial Schedule (Dkt 18) as follows:

**I.
RECITALS**

1. The parties have been working diligently toward moving this case forward in an efficient, expeditious manner. The current deadline to complete fact discovery is October 24, 2014.

Despite the parties' diligent efforts and cooperation to complete the depositions of fact witnesses, there are certain fact witnesses whose depositions cannot be scheduled by that date due to the lack of mutually available dates between and among counsel and the remaining witnesses. For that reason, the parties have agreed to stipulate to a proposed order extending the deadline for fact discovery, and the deadlines for expert disclosure, rebuttal disclosure and expert discovery, to enable the parties to complete fact and expert discovery without incurring undue burden and expense.

2. The parties do not seek to continue any deadlines other than the deadlines for fact discovery, expert disclosure, rebuttal disclosure and expert discovery. The parties do not seek to continue the trial date or the pretrial conference date.

II. STIPULATION

The parties hereby stipulate to the following revisions to the court's Pretrial Schedule:

- | | |
|----------------------------|----------------------------------------------------|
| 1. Discovery Cutoff | January 16, 2015
(currently October 24, 2014) |
| 2. Expert Disclosure | January 30, 2015
(currently November 21, 2014) |
| 2. Expert Rebuttal | February 13, 2015
(currently December 19, 2014) |
| 2. Expert Discovery Cutoff | February 27, 2015
(currently January 30, 2015) |

Dated: September 30, 2014

HEREFORD KERLEY, LLP

By /s/ Dylan L. Schaffer

J. EDWARD KERLEY
DYLAN L. SCHAFER

Attorney for Plaintiffs
JOSE and YADIRA FLORES dba LA ROSA
MARKET

Dated: September 30, 2014

HAYES SCOTT BONINO ELLINGSON & McLAY, LLP

By /s/ Stephen P. Ellingson

STEPHEN M. HAYES
STEPHEN P. ELLINGSON
CHERIE M. SUTHERLAND
Attorneys for Defendant
STATE FARM GENERAL INSURANCE
COMPANY

~~PROPOSED~~ ORDER

Pursuant to the parties' stipulation, the Pretrial Schedule is revised as follows:

- | | |
|----------------------------|----------------------------------------------------|
| 1. Discovery Cutoff | January 16, 2015
(currently October 24, 2014) |
| 2. Expert Disclosure | January 30, 2015
(currently November 21, 2014) |
| 2. Expert Rebuttal | February 13, 2015
(currently December 19, 2014) |
| 2. Expert Discovery Cutoff | February 27, 2015
(currently January 30, 2015) |

The remaining dates and deadlines set forth in the Civil Minutes dated February 18, 2014 (Dkt 18) remain unchanged.

Dated: October 1, 2014

